

June 7, 2016

FILED IN
14th COURT OF APPEALS
HOUSTON, TEXAS
6/7/2016 1:42:46 PM
CHRISTOPHER A. PRINE
Clerk*Via E-file*Christopher Prine, Clerk
Fourteenth Court of Appeals
301 Fannin, Suite 245
Houston, TX 77002RE: Case No. 14-14-00589-CV; *1717 Bissonnet, L.L.C. v. Penelope Loughhead, et al.*

Dear Mr. Prine,

We are in receipt of the Court's order, dated June 3, 2016, requesting that the clerk of the 157th District Court deliver to the Court an original of Defendant's Exhibit 16. We are writing to inform the Court that while Defendant's Exhibit 16 was on the Defendant's exhibit list prior to trial, it was never offered or admitted into evidence at the trial or in post-trial proceedings.

In their Response Brief, Plaintiffs/appellants/cross-appellants Penelope Loughhead, et al., cited Defendant's Exhibit 16 on page 38 and again on page 39, footnote 95, mistakenly believing that the exhibit had been admitted into evidence. Plaintiffs sincerely apologize for this error. We have attached a copy of the document for the Court's convenience, while acknowledging that it cannot be considered by the Court.

We are providing a copy of this correspondence to the clerk of the 157th District Court to inform that Court that Defendant's Exhibit 16 is not part of the trial record.

Respectfully submitted,

/s/ Jean C. Frizzell

Jean C. Frizzell

JCF:mth
Enc.cc: Clerk of the 157th Judicial District Court (*Via Hand Delivery*)
Harris County Civil Courthouse
201 Caroline, 11th Floor
Houston, TX 77002

Christopher Prine, Clerk
Fourteenth Court of Appeals
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H. Fred Cook (*Via Email*)
Wilson, Cribbs & Goren, PC
2500 Fannin Street
Houston, TX 77002

Ramon G. Viada III (*Via Email*)
Viada & Strayer
17 Swallow Trial Court, Suite 100
The Woodlands, TX 77381

Selected Ashby Client/Plaintiff Property Data - All Details

HSK Number	Resident	Street	No.	Street Address	Additional Value	City	State	Zip	Classified on MLS	Land Area	Total Area	Market Value	HCAD Assessed Value	Year	Remodeled	Quality	Bed	Bath	Distance from Ashby Hwy Bus	Number of Sales 12/05-2013	Year of Sale	Sale Price	Year of Sale	Sale Price
9	Noyes, Len	1801 Blomquist St.			Additional Value	Houston	TX	77005	77005	2,200	2,207	1,356,000	1,356,000	1987		1987 Average	3	2	0.05					
10	Moran, Sarah	1810 Blomquist St.			\$1,300,213.00	Houston	TX	77005	77005	2,100	2,179	1,325,800	1,325,800	1987		1987 Good	3	2	0.05					
11	Pace-Vaskaric, Marc	1812 Blomquist St.			\$450,876.00	Houston	TX	77005	77005 Single Family	5,400	2,892	480,876	480,876	1978		1998 Good	2	2	0.08	1	2009	520,000		
12	Falls, Ed	1813 Blomquist St.			\$335,090.00	Houston	TX	77005	77005	5,400	2,571	335,651	335,651	1976		2011 Good	2	1	0.10					
20	Grove, David	1710 South Blvd.			\$1,252,840.00	Houston	TX	77006	77006	26,918	3,130	1,252,840	1,252,840	1972		1969 Average	3	2	0.09					
54	Lin, Steven	1711 South Blvd.			\$1,860,437.00	Houston	TX	77006	77006 Single Family	15,210	4,262	1,860,437	1,860,437	2013	Excellent	2013 Excellent	3	3.5	0.12	1	2011	1,860,000		
55	Hassid, Dora	5155 South Blvd.			\$1,350,000.00	Houston	TX	77028	77028	3,027	3,709	1,350,000	1,350,000	1978		1987 Superior	5	6	0.08					
60	Bell, Doris	5300 South Hampton Estates			Additional Value	Houston	TX	77005	77005 Townhouse	511,200		544,627	544,627	1993		Excellent	3	2.5	0.01	1	2011	615,000		
61	Mack, Bruce	5302 South Hampton Estates			\$527,171.00	Houston	TX	77005	77005	2,213	2,508	490,000	490,000	1993		Excellent	3	2.5	0.02	1	2011	615,000		
62	Van Dine, Matt	5304 South Hampton Estates			\$500,000.00	Houston	TX	77005	77005	2,228	2,588	490,000	490,000	1993		Excellent	3	2.5	0.02	1	2009	435,000		
63	Powell, Suzanne	5306 South Hampton Estates			\$508,380.00	Houston	TX	77005	77005 Townhouse	4,718.12	2,736	471,812	471,812	1993		Excellent	3	2.5	0.02					
64	Miller, Leslie	5308 South Hampton Estates			\$487,580	Houston	TX	77005	77005	2,147	2,794	487,580	487,580	1993		Excellent	3	2.5	0.02					
65	Gallagher, Martha	5310 South Hampton Estates			\$502,849.00	Houston	TX	77005	77005	2,023	2,575	488,000	488,000	1993		Excellent	3	2.5	0.02					
66	Jennings, Michelle	5312 South Hampton Estates			\$485,516.00	Houston	TX	77005	77005 Townhouse	2,653	3,275	450,000	450,000	1993		Excellent	3	2.5	0.02					
67	Zhang, Yin	5314 South Hampton Estates			\$405,351.00	Houston	TX	77005	77005	2,123	2,575	450,000	450,000	1993		Excellent	3	2.5	0.02					
68	Oliver, James	5316 South Hampton Estates			Additional Value	Houston	TX	77005	77005 Single Family	2,717	3,295	487,000	487,000	1993		Excellent	3	2.5	0.02	1	2011	516,000		
69	Clifton, James	5318 South Hampton Estates			\$368,200.00	Houston	TX	77005	77005	3,084	3,084	398,300	398,300	2001	Good	2001 Good	4	2.5	0.10	1	2013	668,000		
70	Russ, Norman	5320 South Hampton Estates			\$594,582.00	Houston	TX	77005	77005 Multi-Family	7,690	3,902	594,582	594,582	1988		1987 Good	4	3	0.09					
71	Bell, Kimbelle	5322 South Hampton Estates			\$446,900.00	Houston	TX	77005	77005	3,221	3,221	446,900	446,900	2001	Good	2001 Good	4	3	0.06					
72	Barniak, Richard	5324 South Hampton Estates			\$370,570.00	Houston	TX	77005	77005 Multi-Family	5,520	3,770	439,900	439,900	2001	Good	2001 Good	4	2	0.06					
73	Verplanken, Donald	5326 South Hampton Estates			\$581,300.00	Houston	TX	77005	77005 Multi-Family	5,520	2,868	606,415	606,415	1988		2007 Good	4	2.5	0.06	1	2019	485,000		
74	Leighland, Penelope	5328 South Hampton Estates			\$417,000.00	Houston	TX	77005	77005 Multi-Family	5,520	2,676	417,000	417,000	1988		Good	4	2	0.04					
75	Hart, James	5330 South Hampton Estates			\$455,000.00	Houston	TX	77005	77005 Multi-Family	3,344		415,000	415,000	1993		Good	4	2	0.03					
76	Nguyen, Liang	5332 South Hampton Estates			\$455,669.00	Houston	TX	77005	77005 Multi-Family	5,520	3,144	490,000	490,000	1993		Good	4	2	0.04	1	2006	439,000		
77	Feuseer, Kenneth	5334 South Hampton Estates			\$460,000.00	Houston	TX	77005	77005 Single Family	5,520	2,310	460,000	460,000	1929		2000 Good	4	2	0.04					
78	Roberts, Stephen	5336 South Hampton Estates			\$800,000.00	Houston	TX	77005	77005 Single Family	2,260	3,057	800,000	800,000	1947		Excellent	3	3	0.06					
79	Spitzer, Raja	1804 Wreathon Rd.			\$774,949.00	Houston	TX	77005	77005 Single Family	7,200	3,173	774,949	774,949	1978		1995 Good	4	4.5	0.05					
81	Spitzer, Raja	\$1,075,342.00	Houston	TX	77005	77005 Single Family						1,075,342	1,075,342	2007		Excellent	5	4.5	0.06	1	2009	1,150,000		
82	Martin, Eric	\$1,062,700.00	Houston	TX	77005	77005 Single Family						1,062,700	1,062,700	2001		Excellent	4	4	0.08					
83	Stokes, Frank	\$517,000.00	Houston	TX	77005	77005 Single Family						1,065,000	1,065,000	2001		Good	3	2.5	0.11					
85	Cox, Howard	\$12,000.00	Houston	TX	77005	77005 Single Family						517,000	517,000	1928		Good	3	2.5	0.13					
87		\$617,000.00	Houston	TX	77005	77005 Single Family						506,000	506,000	1925		Good	5	3.5	0.23					

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